

and requirements for aspects of the Federal financial assistance programs identified under paragraph (3), regardless of whether the Federal financial assistance programs are administered by different Federal agencies;

“(F) developing mechanisms to ensure compatibility between Federal financial assistance administration systems and State systems to facilitate the importing and exporting of data;

“(G) developing common certifications and assurances, as appropriate, for all Federal financial assistance programs that have common or similar purposes, regardless of whether the Federal financial assistance programs are administered by different Federal agencies; and

“(H) minimizing the number of different systems used to disburse Federal financial assistance.

“(b) CONSULTATION.—In developing and implementing the strategic plan under subsection (a), the Director shall consult with representatives of non-Federal entities and Federal agencies that have not received an exemption under section 6(d).

“(c) FEDERAL AGENCIES.—

“(1) IN GENERAL.—Not later than 6 months after the date on which the Director submits the strategic plan under subsection (a), the head of each Federal agency that has not received an exemption under section 6(d) shall develop a plan that describes how the Federal agency will carry out the responsibilities of the Federal agency under the strategic plan, which shall include—

“(A) clear performance objectives and timelines for action by the Federal agency in furtherance of the strategic plan; and

“(B) the identification of measures to improve communication and collaboration with representatives of non-Federal entities on an on-going basis during the implementation of this Act.

“(2) CONSULTATION.—The head of each Federal agency that has not received an exemption under section 6(d) shall consult with representatives of non-Federal entities during the development and implementation of the plan of the Federal agency developed under paragraph (1).

“(3) REPORTING.—Not later than 2 years after the date on which the head of a Federal agency that has not received an exemption under section 6(d) develops the plan under paragraph (1), and every 2 years thereafter until the date that is 15 years after the date of enactment of the Federal Financial Assistance Management Improvement Act of 2008, the head of the Federal agency shall submit to the Director a report regarding the progress of the Federal agency in achieving the objectives of the plan of the Federal agency developed under paragraph (1).”

(b) TECHNICAL AND CONFORMING AMENDMENT.—Section 5(d) of the Federal Financial Assistance Management Improvement Act of 1999 (31 U.S.C. 6101 note) is amended by inserting “, until the date on which the Federal agency submits the first report by the Federal agency required under section 8(c)(3)” after “subsection (a)(7)”.

#### ALBUQUERQUE INDIAN SCHOOL ACT

Mr. REID. Mr. President, I ask unanimous consent the Senate now proceed to Calendar No. 925, S. 1193.

The PRESIDING OFFICER. The clerk will report the bill by title.

The legislative clerk read as follows:

A bill (S. 1193) to direct the Secretary of the Interior to take into trust 2 parcels of Federal land for the benefit of certain Indian Pueblos in the State of New Mexico.

There being no objection, the Senate proceeded to consider the bill.

Mr. REID. Mr. President, I ask unanimous consent that the bill be read the third time and passed, the motions to reconsider be laid upon the table, and that any statements relating to this matter be printed in the RECORD.

The PRESIDING OFFICER. Without objection, it is so ordered.

The bill (S. 1193) was ordered to be engrossed for a third reading, was read the third time, and passed, as follows:

S. 1193

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

#### SECTION 1. SHORT TITLE.

This Act may be cited as the “Albuquerque Indian School Act”.

#### SEC. 2. DEFINITIONS.

In this Act:

(1) 19 PUEBLOS.—The term “19 Pueblos” means the New Mexico Indian Pueblos of—

- (A) Acoma;
- (B) Cochiti;
- (C) Isleta;
- (D) Jemez;
- (E) Laguna;
- (F) Nambe;
- (G) Ohkay Owingeh (San Juan);
- (H) Picuris;
- (I) Pojoaque;
- (J) San Felipe;
- (K) San Ildefonso;
- (L) Sandia;
- (M) Santa Ana;
- (N) Santa Clara;
- (O) Santo Domingo;
- (P) Taos;
- (Q) Tesuque;
- (R) Zia; and
- (S) Zuni.

(2) SECRETARY.—The term “Secretary” means the Secretary of the Interior (or a designee).

(3) SURVEY.—The term “survey” means the survey plat entitled “Department of the Interior, Bureau of Indian Affairs, Southern Pueblos Agency, BIA Property Survey” (prepared by John Paisano, Jr., Registered Land Surveyor Certificate No. 5708), and dated March 7, 1977.

#### SEC. 3. LAND TAKEN INTO TRUST FOR BENEFIT OF 19 PUEBLOS.

(a) ACTION BY SECRETARY.—

(1) IN GENERAL.—The Secretary shall take into trust all right, title, and interest of the United States in and to the land described in subsection (b) (including any improvements and appurtenances to the land) for the benefit of the 19 Pueblos.

(2) ADMINISTRATION.—The Secretary shall—

(A) take such action as the Secretary determines to be necessary to document the transfer under paragraph (1); and

(B) appropriately assign each applicable private and municipal utility and service right or agreement.

(b) DESCRIPTION OF LAND.—The land referred to in subsection (a)(1) is the 2 tracts of Federal land, the combined acreage of which is approximately 18.3 acres, that were historically part of the Albuquerque Indian School, more particularly described as follows:

(1) TRACT B.—The approximately 5.9211 acres located in sec. 7 and sec. 8 of T. 10 N., R. 3 E., of the New Mexico Principal Meridian in the city of Albuquerque, New Mexico, as identified on the survey.

(2) TRACT D.—The approximately 12.3835 acres located in sec. 7 and sec. 8 of T. 10 N., R. 3 E., of the New Mexico Principal Meridian in the city of Albuquerque, New Mexico, as identified on the survey.

(c) SURVEY.—The Secretary may make minor corrections to the survey and legal description of the Federal land described in subsection (b) as the Secretary determines to be necessary to correct clerical, typographical, and surveying errors.

(d) USE OF LAND.—The land taken into trust under subsection (a) shall be used for the educational, health, cultural, business, and economic development of the 19 Pueblos.

(e) LIMITATIONS AND CONDITIONS.—The land taken into trust under subsection (a) shall remain subject to any private or municipal encumbrance, right-of-way, restriction, easement of record, or utility service agreement in effect on the date of enactment of this Act.

#### SEC. 4. EFFECT OF OTHER LAWS.

(a) IN GENERAL.—Except as otherwise provided in this section, land taken into trust under section 3(a) shall be subject to Federal laws relating to Indian land.

(b) GAMING.—No gaming activity (within the meaning of the Indian Gaming Regulatory Act (25 U.S.C. 2701 et seq.)) shall be carried out on land taken into trust under section 3(a).

#### FOSTERING CONNECTIONS TO SUCCESS AND INCREASING ADOPTIONS ACT OF 2008

Mr. REID. Mr. President, I ask unanimous consent that we now proceed to the immediate consideration of H.R. 6893.

The PRESIDING OFFICER. The clerk will report the bill by title.

The legislative clerk read as follows:

A bill (H.R. 6893) to amend Parts B and E of title IV of the Social Security Act to connect and support relative caregivers, improve outcomes for children in foster care, provide for tribal foster care and adoption access, improve incentives for adoption, and for other purposes.

There being no objection, the Senate proceeded to consider the bill.

Mr. REID. Mr. President, I ask unanimous consent that the bill be read three times and passed, the motions to reconsider be laid upon the table, there be no intervening action or debate, and any statements relating to this matter be printed in the RECORD.

The PRESIDING OFFICER. Without objection, it is so ordered.

The bill (H.R. 6893) was ordered to a third reading, was read the third time, and passed.

#### NORTH KOREAN HUMAN RIGHTS ACT

Mr. REID. Mr. President, I ask unanimous consent that the committee on Foreign Relations be discharged from further consideration of H.R. 5834, and the Senate proceed to its immediate consideration.

The PRESIDING OFFICER. Without objection, it is so ordered.

The clerk will state the bill by title.

The legislative clerk read as follows:

A bill (H.R. 5834) to amend the North Korean Human Rights Act of 2004 to promote respect for fundamental human rights of the people of North Korea, and for other purposes.

There being no objection, the Senate proceeded to consider the bill.

Mr. BIDEN. Mr. President, I am pleased that the Senate is considering H.R. 5834, a bill to reauthorize the North Korea Human Rights Act. The act underscores U.S. concern about the poor human rights conditions inside North Korea and the difficulties faced by thousands of North Koreans who have fled the country and become refugees. I support this bill because I believe our Government's approach to North Korean human rights and refugee issues must be seamlessly integrated into a coherent strategy that promotes regional peace and stability, advances core U.S. national security interests by verifiably eliminating North Korea's pursuit of nuclear weapons, and step by step encourages North Korea to adhere to international norms in the areas of human rights, security, and trade.

It is essential that the United States reach out and begin a dialogue with North Korea on issues related to basic human rights. Four years ago, I was proud to work with my colleague, Senator BROWNBACK of Kansas, on an amendment to the North Korean Human Rights Act that created within the Department of State a Special Envoy for Human Rights in North Korea. In reauthorizing the act, the Congress expresses its intent that the envoy should be a full-time employee, and Congress elevates the post to the rank of ambassador, subject to the advice and consent of the Senate. The incumbent special envoy has pursued his duties part-time while residing outside of Washington, making coordination with the Department more difficult and limiting the overall effectiveness of his diplomatic efforts. By expressing the sense of the Congress that the new ambassador should be a full-time position, the Congress does not preclude the possibility that the President may find it desirable to nominate as ambassador an individual who already has other duties closely related to those to be pursued by the Ambassador for North Korean Human Rights Issues. Indeed, such dual assignments are not uncommon within the State Department.

The bill acknowledges that the new Ambassador for North Korean Human Rights Issues should be able to participate in policy planning and implementation with respect to refugee issues, particularly given the fact that returning refugees are among those most likely to be persecuted by North Korean authorities. But it is my expectation that the State Department's Bureau of Population, Refugees, and Migration (PRM) will continue to play the leading role on North Korean refugee issues, engaging with China and other nations to ensure humane treatment in accordance with international norms. PRM has the staffing, expertise, congressional authorization, and experience needed to spearhead U.S. efforts in this area, and they should continue to do so.

The new Ambassador for North Korean Human Rights Issues will have to

approach the job with quiet determination and considerable patience. Discussing human rights issues with North Korean authorities will not be easy, and the new ambassador will need to have both excellent diplomatic skills and a deep understanding of East Asia and the particular circumstances on the Korean Peninsula. Change will not come easily, and is more likely to flow from dialogue and engagement than from bombast and condemnation.

There are many issues on the table, ranging from family reunification visits for the thousands of Korean-Americans with relatives in the north, to ending the persecution of people of faith inside North Korea. Other humanitarian issues may also enter the mix, including food security and public health. It is my hope that the new ambassador will work with our treaty ally, South Korea, and with other countries neighboring North Korea to craft an approach to human rights issues that can, step by step, see an improvement in the lives of average North Koreans and compassionate care for those who have fled the country. In this effort, the ambassador may find it useful to draw appropriate lessons from the Helsinki process in Europe, but ultimately the approach will have to be one that is specifically tailored to the North Korean situation.

As Congress passes this legislation, we must not lose sight of the fact that members of the Bush administration are toiling to convince North Korea to resume the disablement of its nuclear facilities and to agree to a verification mechanism for its nuclear declaration. These efforts are of vital importance. It is regrettable that progress has been derailed over a dispute about sanctions relief and the verification protocol. North Korea should understand that if Pyongyang honors its commitments, we stand ready to honor ours. On the basis of action-for-action, I hope the United States and North Korea, along with other members of the Six Party Talks, will work to accomplish the denuclearization of the Korean Peninsula and the full integration of North Korea into the community of nations. In exchange for the complete and verifiable elimination of its nuclear weapons programs, North Korea stands to receive energy assistance, sanctions relief, and security assurances from the United States and other members of the Six Party Talks. I look forward to the day when North Korea is truly at peace with its neighbors and enjoys normal relations with the United States. It is a future that is within North Korea's grasp if it abandons its pursuit of nuclear weapons.

Mr. REID. Mr. President, I ask unanimous consent that the amendment at the desk be agreed to, the bill, as amended, be read the third time and passed, the motion to reconsider laid upon the table, with no intervening action or debate, and that any statements relating to this measure be printed in the RECORD.

The PRESIDING OFFICER. Without objection, it is so ordered.

The amendment (No. 5632) was agreed to, as follows:

(Purpose: To make certain technical and clarifying amendments)

On page 3, beginning on line 4, strike the comma and all that follows to the end period and insert the following: "and has increased the bounty paid for turning in North Korean refugees".

On page 3, beginning on line 11, strike "including" and all that follows through "killings" on line 17.

On page 4, line 4, strike "On February", and insert the following: "Since the passage of the North Korean Human Rights Act, Congress has on several occasions expressed interest in the status of North Korean refugees, and on February".

On page 4, line 19, strike "at overseas posts".

On page 5, line 10, after "should", insert "continue to".

On page 6, line 3, strike "rights, humanitarian, and refugee issues," and insert the following: "rights and humanitarian issues, and to participate in policy planning and implementation with respect to refugee issues".

On page 7, line 20, strike "\$4,000,000" and insert "\$2,000,000".

On page 9, line 13, after "including", insert the following: ", in coordination with the Bureau of Population, Refugees, and Migration".

On page 9, line 21, strike "coordinate" and insert "participate in the formulation and".

On page 11, line 13, strike "paragraphs" and insert "paragraph".

On page 11, strike line 14 and all that follows through line 19.

On page 11, line 20, strike "(4)" and insert "(3)".

On page 12, lines 3 and 4, strike "may be provided in a classified format, if necessary" and insert the following: "shall be provided in unclassified form, with a classified annex, if necessary".

The amendment was ordered to be engrossed and the bill be read a third time.

The bill (H.R. 5834), as amended, was read the third time, and passed.

#### SENATE LEGAL COUNSEL AUTHORIZATION

Mr. REID. Mr. President, I ask unanimous consent that the Senate proceed to the consideration of S. Res. 677.

The PRESIDING OFFICER. The clerk will state the resolution by title.

The legislative clerk read as follows:

A resolution (S. Res. 677) to authorize testimony and legal representation in Ramsey, et al. v. Wilson, et al.

There being no objection, the Senate proceeded to consider the resolution.

Mr. REID. Mr. President, this resolution concerns a request for testimony and representation in a civil action in Federal district court in the Southern District of Ohio. In this action under the Federal Tort Claims Act, in which the plaintiffs seek damages arising out of an accident involving a pickup truck, the United States has requested testimony from a former employee in Senator VOINOVICH's office who was traveling in his own car on official Senate business at the time of the accident. A trial in this case is scheduled